

03-27-01

A

03/26/01  
J1057 U.S. PRO

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Docket No: 11009/35975C

J1033 U.S. PRO  
09/817725  
03/26/01

CONTINUING APPLICATION TRANSMITTAL UNDER 37 CFR 1.53(b)

Box Patent Application  
Commissioner for Patents  
Washington, D.C. 20231

Sir:

This is a request under 37 CFR 1.53 for filing a


- ☒ continuation application.  
☐ divisional application.

1. Particulars of Prior Application

Application Serial No: 09/408,113  
Filed on: September 29, 1999  
Title: N-Terminally Chemically Modified Protein Compositions  
and Methods  
Art Unit: 1645  
Examiner: B. Nelson  
Prior Docket No.: A-276B

CERTIFICATION UNDER 37 CFR 1.10

I hereby certify that this Continuing Application Transmittal Under 37 CFR 1.53(b) and the documents referred to as enclosed therewith are being deposited with the United States Postal Service on **March 26, 2001** in an envelope addressed to the Commissioner for Patents, Washington, D.C. 20231 utilizing the "Express Mail Post Office to Addressee" service of the United States Postal Service under Mailing Label No. **EL564459685US**.

  
Laura Frasher

09817725 032601

2. This request is filed by:

1. Full Name of Inventor	Family Name Kinstler	First Given Name Olaf	Second Given Name B.
Residence & Citizenship	City Thousand Oaks	State or ForeignCountry CA	Country of Citizenship United Kingdom
Post Office Address	Post Office Address 533 North Oak Tree #A	City Thousand Oaks	State & Zip Code/Country CA 91360/USA
2. Full Name of Inventor	Family Name Gabriel	First Given Name Nancy	Second Given Name E.
Residence & Citizenship	City Newbury Park	State or ForeignCountry CA	Country of Citizenship United States
Post Office Address	Post Office Address 3501 Bear Creek Court	City Newbury Park	State & Zip Code/Country CA 91320/USA
3. Full Name of Inventor	Family Name Farrar	First Given Name Christine	Second Given Name E.
Residence & Citizenship	City Newbury Park	State or ForeignCountry CA	Country of Citizenship United States
Post Office Address	Post Office Address 667 Valley Oak Lane	City Newbury Park	State & Zip Code/Country CA 91320/USA
4. Full Name of Inventor	Family Name DePrince	First Given Name Randolph	Second Given Name B.
Residence & Citizenship	City Raleigh	State or ForeignCountry NC	Country of Citizenship United States
Post Office Address	Post Office Address 129 Hartland Court	City Raleigh	State & Zip Code/Country NC 27614/USA

- ☐ This application is being filed by less than all the inventors named in the prior application. An accompanying statement requests deletion of the name(s) of the person(s) who are not inventors of the invention being claimed in this application.

3. **Amendments**

- ☒ Amend the specification by inserting before the first line the sentence:
- ☒ --This is a **continuation** of U.S. application Serial No. 09/408,113, filed September 29, 1999 which is a divisional of U.S. application Serial No. 08/879,760, filed June 20, 1997 which is a continuation of U.S. application Serial No. 08/321,510, filed October 12, 1994.--
- ☐ Cancel claims in the prior application before calculating the filing fee.
- ☐ A Preliminary Amendment is enclosed.
- ☐ The filing fee is based upon entry of the foregoing amendment(s) (if any).

4. **Copy of Prior Application**

The enclosed is a copy of the prior complete application, including the specification (with claims), drawings, the oath or declaration, and any amendments referred to in the oath or declaration filed to complete the prior application.

5. **Incorporation By Reference**

The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under paragraph 4, above, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.

6. **Priority**

- ☐ Priority of application No. \_\_\_\_\_, filed on \_\_\_\_\_ in \_\_\_\_\_ is claimed under 35 USC 119.
- ☐ The certified copy(ies) was(were) filed in prior U.S. application Serial No. \_\_\_\_\_.
- ☐ The certified copy(ies) has(have) not been filed.

7. **Assignment**

- ☒ The prior application is assigned of record to Amgen, Inc. and has been recorded at Reel No. 7321, Frame No. 0265.

8. **Small Entity Status**

- ☐ Applicant claims small entity status. See 37 CFR 1.27.
- ☐ A small entity statement is(are) attached.

9. Fee Calculation

CLAIMS AS FILED - INCLUDING PRELIMINARY AMENDMENT (IF ANY)						
			SMALL ENTITY		OTHER THAN A SMALL ENTITY	
	NO. FILED	NO EXTRA	RATE	FEE	RATE	FEE
BASIC FEE				\$355.00		\$710.00
TOTAL	38 -20	= 18	X 9 =	\$	X 18 =	\$162.00
INDEP.	12 - 3	=	X 40 =	\$	X 80 =	\$720.00
<input checked="" type="checkbox"/> First Presentation of Multiple Dependent Claim			+ 135 =	\$	+ 270 =	\$270.00
Filing Fee:				\$	OR	\$1,862.00

10. Method of Payment of Fees

- ☒ Attached is a check in the amount of: \$1,862.00
- ☐ Charge Deposit Account No. 13-2855 in the amount of: \$ \_\_\_\_\_  
A copy of this Transmittal is enclosed.

11. Deposit Account and Refund Authorization

The Commissioner is hereby authorized to charge any deficiency in the amount enclosed or any additional fees which may be required during the pendency of this application under 37 CFR 1.16 or 37 CFR 1.17 to Deposit Account No. 13-2855. A copy of this Transmittal is enclosed.

Please refund any overpayment to Marshall, O'Toole, Gerstein, Murray & Borun at the address below.

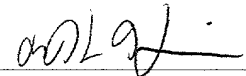
12. Correspondence Address

Customer No.: 04743

Respectfully submitted,

MARSHALL, O'TOOLE, GERSTEIN,  
MURRAY & BORUN  
6300 Sears Tower  
233 South Wacker Drive  
Chicago, Illinois 60606-6402  
(312) 474-6300  
(312) 474-0448 (Telefacsimile)

By:

  
Mark H. Hopkins, Ph.D.  
Reg. No: 44,775

March 26, 2001